

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING  
OCTOBER 21, 2002**

The Tippecanoe County Commissioners met on Monday, October 21, 2002 at 5:00 P.M. in the Tippecanoe Room in the County Office Building. Commissioners present were: President John L. Knochel, Vice President KD Benson, and Member Ruth E. Shedd; Auditor Robert A. Plantenga, Commissioners' Assistant Jennifer Weston, County Attorney David W. Luhman, and Secretary Pauline E. Rohr.

President Knochel called the meeting to order and led the Pledge of Allegiance.

**APPROVAL OF MINUTES**

- Commissioner Benson moved to approve the minutes of the October 7, 2002 Regular Meeting as distributed, seconded by Commissioner Shedd; motion carried.

**APPROVAL OF CLAIMS**

Commissioners' Assistant Weston recommended approval of Claims for the periods ending October 4, 2002, October 11, 2002, October 18, 2002, and October 21, 2002 with the following exceptions:

Claim #02-13359	\$79.92	Journal & Courier
Claim #02-13311	\$125.22	TEMA Volunteer Fund
Claim #02-12818	\$19.95	TEMA Volunteer Fund
Claim #02-12825	\$142.42	TEMA Volunteer Fund

- Commissioner Shedd moved to approve the Claims with the exceptions noted, seconded by Commissioner Benson; motion carried.

**HIGHWAY: Executive Director Mark Albers**

**CHANGE ORDER #2: Bridge #62 – CR 100 E (9<sup>th</sup> Street) over Kirkpatrick Ditch**

Mr. Albers requested approval of Change Order #2 in the amount of \$224,562.78 to construct a temporary paved runaround. This runaround will prevent the closure of South 9<sup>th</sup> Street during the construction of Bridge #62.

- Commissioner Benson moved to approve Change Order #2 for Bridge #62, seconded by Commissioner Shedd; motion carried.

**ORDINANCE 2002-40-CM: Amends Highway Department Permit Fee Structure: First Reading**

Attorney Luhman read the Ordinance:

(quote)

TIPPECANOE COUNTY BOARD OF COMMISSIONERS  
ORDINANCE NO. 2002-40-CM  
ORDINANCE TO AMEND THE FEES CHARGED FOR PERMITS BY THE TIPPECANOE COUNTY  
HIGHWAY DEPARTMENT

An ordinance amending the established schedule of fees for the issuance of permits for driveways, highway cuts, plowing in cables, trenching, excavating, boring or pushing under roadways, oversized vehicles and overweight vehicles on the County Highways and Right-of-Ways in Tippecanoe County, Indiana.

**WHEREAS**, Tippecanoe County Ordinance 76-25 established a set schedule of fees for use in its Right-of-Ways or interference with the normal use of its Highways and Right-of-Ways; and

**WHEREAS**, Tippecanoe County Ordinance 76-25 has not previously been amended to adjust the schedule of fees to account for inflation and the actual cost of providing the inspection and operation of the Highway Department and

**WHEREAS**, the legislative body is permitted to recover actual costs incurred to provide the management of the public Right-of-Ways within its jurisdiction; and

**WHEREAS**, the Board of Commissioners of the County of Tippecanoe wish to amend the fee schedule for permits issued to work within the Right-of-Ways of Tippecanoe County;

**NOW, THEREFORE, BE IT ORDERED, ESTABLISHED AND ORDAINED**, by the Board of Commissioners of the County of Tippecanoe that the schedule of fees established by Ordinance 76-25, is hereby amended as follows:

SCHEDULE OF FEES CHARGED BY TIPPECANOE COUNTY HIGHWAY DEPARTMENT

I. Driveways

- a. Residential Driveway \$25.00
- b. Farm Field Entrance \$25.00
- c. Existing Driveway \$20.00
- d. Parcelization Driveway \$100.00
- e. Commercial Driveway \$100.00
- f. Minor Subdivision \$100.00
- g. Major Subdivision/Rural Estate \$200.00
- h. Temporary Driveway \$10.00

II. Road Cuts

- a. Gravel Road:
  - i. \$7.50 \* foot depth \* lane (12' width or any part thereof)
  - ii. Minimum Gravel Road Cut Fee \$50.00
- b. Hard Surface (including chip and seal)
  - i. \$15.00 \* foot depth \* lane (12' width or any part thereof)
  - ii. Minimum Hard Surface Road Cut Fee: \$100.00

**Note: Per Commissioner's Policy – formally accepted January 17, 1994, "No hard surface roads (asphalt, concrete, chip and seal) should have open cuts, unless it is physically impossible to push or bore under the roadway and/or is economically a hardship." Therefore all open road cut applications shall be approved by the Executive Director of the Highway Department. (For further clarification see Commissioner's Meeting Minutes from January 14, 1994.)**

III. Plowing in Cable:

- a. \$30.00 or \$0.05 per linear foot, whichever is greater.

IV. Trenching:

- a. To 24" top width: \$0.25 per linear foot
  - i. Minimum Fee: \$30.00
- b. Over 24" top width see Item V "Excavation"

V. Excavation:

- a. Maximum Depth \* Maximum Length \* \$0.25/ Sq. Ft. (Based on 1:1 side slopes)
- b. Minimum Fee \$30.00
- c. Perimeter Drain \$30.00

VI. Boring or Pushing Under Roadway:

- a. \$30.00 per Bore (total cost per location, including bore pits)

VII. Overwidth Objects:

- a. Other than listed below \$75.00
- b. Home Transport:
  - i. \$20.00 per Mobile Home
  - ii. \$20.00 per Modular Home Section

VIII. Pole Line:

- a. \$250.00 per mile (\$0.04 per linear foot for less than 1 mile)
- b. Minimum Fee \$30.00

Note: The symbol \* indicates the use of multiplication.

- Presented to the Board of Commissioners of Tippecanoe County, Indiana, and read for the first time, and approved on first reading this 21<sup>st</sup> day of October, 2002, by the following vote:

Vote	Yes	No	Board of Commissioners of the County of Tippecanoe
John Knochel	_____ John Knochel, President		
KD Benson	_____ KD Benson, Vice President		
Ruth E. Shedd	_____ Ruth E. Shedd, Member		

Attest:

\_\_\_\_\_  
Robert A. Plantenga, Auditor

Presented to the Board of Commissioners of Tippecanoe County, Indiana, and read for the second time, and approved on first reading this \_\_\_\_\_ day of October, 2002, by the following vote:

Vote	Yes	No	Board of Commissioners of the County of Tippecanoe
John Knochel	_____ John Knochel, President		
KD Benson	_____ KD Benson, Vice President		
Ruth E. Shedd	_____ Ruth E. Shedd, Member		

Attest:

\_\_\_\_\_  
Robert A. Plantenga, Auditor

(unquote)

- Commissioner Benson moved to approve Ordinance 2002-40-CM on first reading, seconded by Commissioner Shedd.

Auditor Plantenga recorded the vote:

John Knochel    Yes  
KD Benson      Yes  
Ruth Shedd     Yes

- The motion to approve Ordinance 2002-40-CM passed 3 – 0 on first reading.

#### **GRANTS OF RIGHT OF WAY: By Parcelization**

Mr. Albers presented the following Grants of Right-of-Way by parcelization for acceptance:

Key #124-02100-0323: 30' R-O-W north center line of CR 800 N; A part of the SW ¼ of Sec 8, Twp 24 N, R 4 W in Tippecanoe Twp from Timothy P. & Lisa A. Hornbeck.

Key #132-02300-0109

Key #132-02300-0615: 30' ½ width R-O-W of approximate center line of CR 400 W; A part of the NW ¼ of Sec 22, Twp 23 N, R 5 W in Wabash Twp from Daniel L. & Victoria J. Cassens.

Key #138-02700-0045: 40' R-O-W south of center line of CR 500 N; A part of the NE ¼ of Sec 34, Twp 24 N, R 3 W in Washington Twp from Evelyn M. Mullin.

Key #132-02200-0110: 30' R-O-W west of center line of CR 400 W; Part of the S ½ of the SE ¼ of the NE ¼ of Sec 21, Twp 23 N, R 5 W in Wabash Twp from Paul E. Sojka.

- Commissioner Benson moved to accept the Grants of Right-of-Way by parcelization, seconded by Commissioner Shedd; motion carried.

## **CERTIFICATES OF INSURANCE**

- Indiana Insurance Company for John Wallace Builder
- Hastings Mutual Insurance Co for C Moore Builders
- Cincinnati Insurance Company, Cincinnati Casualty for William Coppock, Dirtworks Excavating
- Ohio Casualty Group, Accident Fund for Blubaugh Excavating DBA Dave Blubaugh
- Northbrook Property & Casualty Company, Fireman's Fund Insurance Company, St. Paul Fire & Marine Insurance Company for Lauth Property Group, Inc. Lauth Construction Group, Inc.
- CNA Insurance Companies for Merkel Excavating Inc
- United Farm Family Mutual Insurance Company for Forrest & Marcia Goings
- Lake States Insurance for Terry L Cearing
- Hastings Mutual Insurance Co for Gaeta Construction
- Northland Insurance Company for Paul D. Winegardner
- Cincinnati Insurance, Accident Fund for Lux-Klinker Homes, Inc
- Continental Casualty Company, National Union Fire Ins. Co. of Pittsburgh, PA, American Cas Co Reading, PA, Transportation Insurance Co for Shambaugh & Son, L.P., Havel Bros. Division, Ed Grace Division, Guardian Fire Protection Division, an EMCOR Company, Advanced Systems Group, DBA Acoustics
- Travelers Insurance Company, Lexington and CGNU for Indiana-American Water Company
- American Home Assurance Co, Illinois National/Lexington/Comm Underwriters, Ins Co of the State of PS/Am Home Assurance Co, Fireman's Fund Insurance Co for NES Traffic Safety MMCO

## **PRESENTATION: Indiana LTAP (Local Technical Assistance Program) Snow Rodeo: Ton Martin, Program Manager**

Mr. Martin presented traveling trophies, to County Highway Department employees Derrick Kelly, Bryan Walker, and Eddie Ward who placed 11<sup>th</sup> in a field of 60 teams in the Snow Rodeo regional competition held in Michigan. The Team won for Best Overall and Eddie Ward won for Single Axle Truck. Mr. Martin said this competition is training in maneuvering trucks with an emphasis on safety. Mr. Martin also presented a plaque to the Team and a plaque to Highway Supervisor Joe Buntin.

President Knochel congratulated the Team and said Tippecanoe residents should be proud that these men know how to do their job well.

## ***TIPPECANOE EMERGENCY AMBULANCE SERVICE: Scott Ward***

Mr. Ward reported that the two new ambulances purchased this year have been delivered and should be in service by the end of this month. Since the two ambulances currently in service are approaching 100,000 miles, he asked permission to prepare specifications to begin the bid process for their replacement. Funding for two (2) ambulances is included in the EDIT Plan. Mr. Ward explained that they normally replace ambulances every two years but the cycle was broken during the last bidding process due to a problem with the specifications. Even though the County will be purchasing ambulances two consecutive years, President Knochel thought the Commissioners should proceed with the process if they are needed.

- Commissioner Benson moved to direct Mr. Wood to submit specifications for two (2) ambulances to begin the bidding process in 2003, seconded by Commissioner Shedd; motion carried.

***MTS: Contract Extension: GIS Administrator Khalid Hasan***

- Commissioner Benson moved to extend the contract of GIS Administrator Khalid Hasan for one (1) year, seconded by Commissioner Shedd; motion carried.

***REQUEST FOR PROPOSALS: Domestic Relations Counseling Services***

The courts requested the advertisement of Requests for Proposals for a professional provider of Domestic Relations Counseling and Mediation Services. These services, currently done by the courts, will be paid from their budgets.

- Commissioner Benson moved to authorize Attorney Luhman to submit the Request for Proposals for Domestic Relations Counseling Services for publication, seconded by Commissioner Shedd; motion carried.

***STREET NAME APPROVAL***

- Commissioner Benson moved to approve the private street names of Paulana Place located in Boland Heights and Mariette Lane located off Newcastle Road, seconded by Commissioner Shedd; motion carried.

***PERMISSION FOR DIRECTIONAL SIGN: Prophetstown Museums***

- By request of the Museums at Prophetstown, a not-for-profit group, Commissioner Benson moved to approve directional signs to the Museums at the northeast corner of Swisher Road and North 9<sup>th</sup> Street and Burnett Road and North 9<sup>th</sup> Street in the County's right-of-way and to waive the application fee, seconded by Commissioner Shedd; motion carried.

***ANNOUNCEMENT re: Juvenile Justice Committee***

Commissioner Shedd announced that the Juvenile Justice Committee has narrowed their field of applicants to conduct the study for the Juvenile Justice Center to two individuals. These applicants will give their presentations to the Commissioners at their November 4<sup>th</sup> meeting.

***QUIT CLAIM DEED: 6959 Newcastle Road***

Attorney Luhman explained that the Commissioners acquired the Improvements on a 40 acre tract adjacent to Newcastle Road by Tax Title Deed in 1990. Double D Investments has purchased the 40 acre tract but cannot proceed with development until they have title to the Improvements. Building Commissioner Ron Highland was asked to determine the condition and value of the structures and, if there they are of no value, the Commissioners are being asked to deed them to Double D Investments.

Mr. Highland reported that the structures qualify as unsafe and have very little value to the County.

- Commissioner Benson moved to grant a Quit Claim Deed for the Improvements to Double D Investments, seconded by Commissioner Shedd; motion carried.

***PROPOSAL: Parking Garage Lights***

The Maintenance Department submitted two proposals in the amount of \$2,200 and \$2,655 to install new lighting contactors for the lights in the Parking Garage and to hook them up to the existing timer and photo eye. Since the lights will not be on during daylight hours, Commissioner Benson said the savings on electricity in the first year should be enough to pay for the installation. The Maintenance Director recommended accepting the low proposal of \$2,200 from Loe Electric.

- Commissioner Benson moved to accept the Proposal from Loe Electric for photo electric sensor lights for the Parking Garage, seconded by Commissioner Shedd; motion carried.

***REPORTS***

Reports from Clerk of the Circuit Court, Mail & Duplicating, and the Villa are on file in the Commissioners' Office for review.

***PUBLIC COMMENT***

Ernie Wilkinson, Board of Directors of Prophetstown member, thanked the Commissioners for approving the directional signs to the Museums. As a result of an anonymous donation, they are beginning the barn raising today using materials from two previous Indiana barns.

***ADJOURNMENT***

- Commissioner Benson moved to adjourn, seconded by Commissioner Shedd; motion carried.

**BOARD OF COMMISSIONERS OF**

**THE COUNTY OF TIPPECANOE**

\_\_\_\_\_  
John L. Knochel, President

\_\_\_\_\_  
KD Benson, Vice President

\_\_\_\_\_  
Ruth E. Shedd, Member

**ATTEST:**

\_\_\_\_\_  
Robert A. Plantenga, Auditor